

**MINUTES**  
**COMMITTEE ON LAW & LICENSING**

**September 8, 2011 - 5:00 p.m.**  
**Common Council Chambers, City Hall**

**Members Present:** Chairperson Ald. Jodi VanderWeele, Vice Chairperson Ald. Julie Kath, Ald. Joel Hammen, Ald. Scott Versey  
**Excused:** Ald. Eric Rindfleisch  
**Others in Attendance:** Assistant City Attorney Charles Adams, Lt. Scott Mittelstadt, Officer Trisha Saeger, Attorney Joseph Voelkner, Jessica M. Longoria, Megan L. Alsteen, Nicholas R. Kamada, Mike Grunow

Chairperson VanderWeele called the meeting to order at 5:03 p.m.

The Pledge of Allegiance was recited.

Introduction of committee members, staff and guests.

A motion to approve the minutes of the previous meeting held August 18, 2011 was made by Ald. Hammen and seconded by Ald. Versey. **All ayes; motion approved.**

**R.O. No. 118-11-12 (9-44) – Various License Applications: Bev. Op. Lic. App. No. 9258 (Jessica M. Longoria)**

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Jessica M. Longoria was not present when R.O. 118-11-12 was initially discussed. Ald. Hammen moved, seconded by Ald. Kath, to deny the license application due to Ms. Longoria's failure to cooperate. **All ayes; motion approved.** However, Ms. Longoria appeared before the committee later during the meeting to discuss her application. Ald. Hammen moved, seconded by Ald. Kath, to rescind the prior motion. **All ayes; motion approved.** After discussion of her record and her failure to include violations on her application, Ald. Kath moved, seconded by Ald. Versey, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. **All ayes; motion approved.**

**R.O. No. 146-11-12 (10-65) – Various License Applications: Bev. Op. Lic. App. Nos. 9266 (Megan L. Alsteen), 9277 (Nicholas R. Kamada); Taxicab Driver Lic. App. No. 8316 (Nassar F. Jaber)**

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Megan L. Alsteen appeared before the committee to discuss her application. After discussion of her record, Ald. Kath moved, seconded by Ald. Versey, to grant the license with a warning to avoid future law violations. **All ayes; motion approved.**

Nicholas R. Kamada appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Versey moved, seconded by

Ald. Kath, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Nassar F. Jaber failed to appear before the committee, but had contacted the City Attorney's office by telephone to indicate that he was in jail until November with Huber Law privileges and would not be able to appear on September 8th. Ald. Hammen moved, seconded by Ald. Kath, to hold the application until the September 22nd meeting and to again call in Mr. Jaber by regular mail, indicating to Mr. Jaber that he needs to make arrangements to appear before the committee on September 22nd. **All ayes, motion approved.**

**R.O. No. 86-11-12 (6-43) – Various License Applications: Taxicab Driver Lic. App. No. 9163 (Noemy Loya)**

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Noemy Loya still has not provided a valid social security number to the City Clerk's Office. Ald. Versey moved, seconded by Ald. Hammen, to hold this license application until Ms. Loya presents a valid social security number to the City Clerk's Office. **All ayes; motion approved.**

**Possible action regarding Alc. Bev. Lic. No. 2772-Club Michigan I (Douglas C. Altmeyer, Agent)**

Attorney Richard Hahn contacted the City Attorney's Office to indicate that he has been retained by Mr. Altmeyer but was unable to appear on September 8th. Ald. Hammen moved, seconded by Ald. Kath, to hold this matter until the September 22nd meeting. **All ayes; motion approved.**

**Possible action regarding Alc. Bev. Lic. No. 2193-The Kaddyshack LLC (Keith F. Fischer, Agent)**

ACA Adams informed the committee that mail sent to The Kaddyshack LLC has been returned to the City Attorney's Office. Ald. Hammen moved, seconded by Ald. Kath, to hold this matter until the September 22nd meeting. **All ayes; motion approved.**

**Quasi-Judicial hearing to determine whether Bev. Op. Lic. No. 9130 (Mike Grunow) shall be revoked**

Ald. VanderWeele called the hearing to order at 5:15 p.m. with appearances by ACA Adams on behalf of the City and Mike Grunow appearing in person. Special Counsel Joseph Voelkner was also present to advise the committee in their function as finder of law and fact. The following witnesses were present on behalf of the City and were sworn in and questioned by ACA Adams: Officer Trisha Saeger.

Mike Grunow was sworn in and made a statement to the committee. Mr. Grunow informed the committee that he did not wish to cross-examine the City's witness.

**MOTION TO CONVENE IN CLOSED SESSION** was made by Ald. Kath and seconded by Ald. Versey under the exemption provided in § 19.85(1)(a) of the Wisconsin Statutes for the purpose of

deliberation concerning action to be taken regarding the beverage operator's license of Mike Grunow. **All ayes; motion approved.**

**MOTION TO RECONVENE IN OPEN SESSION** was made by Ald. Versey and seconded by Ald. Kath. **All ayes; motion approved.**

**Action regarding Bev. Op. Lic. No. 9130 (Mike Grunow)**

A motion was made by Ald. Kath and seconded by Ald. Hammen, as follows:

The committee finds the following facts:

On July 4, 2011, Mike Grunow, while intoxicated, did recklessly endanger the safety of another (in violation of §941.30(2), Wis. Stats.) and batter another (in violation of §940.19(1), Wis. Stats.). Said criminal activity, in conjunction with his prior criminal record (a 1997 felony conviction for Eluding Officer, a 2001 misdemeanor conviction for Contempt of Court, six Disorderly Conduct convictions from the time period between 2002 and 2006, and a 2008 misdemeanor conviction for Trespass), makes him a habitual law offender pursuant to §125.04(5)(b), Wis. Stats.

Based on these findings of fact, the committee recommends the following:

1. That, based on the licensee's right to object to this committee's finding under §125.12(2)(b)3, Wis. Stats., the licensee's written objections, if any, be provided to the common council and considered, in conjunction with the committee's finding and the prosecution's arguments, but that neither the licensee nor the City in its prosecution function shall be permitted to make oral argument;
2. That the license be revoked immediately upon the common council's acceptance of these findings of facts and imposition of penalty.

**All ayes; motion approved.**

**R.O. No. 167-11-12 (11-65) – Various License Applications**

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Ald. Versey moved, seconded by Ald. Kath, to call in Bev. Op. Lic. App. No. 9300 (Aimee M. Boutchard) to discuss her application with the committee. **Three ayes and one nay (Ald. VanderWeele); motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to call in Bev. Op. Lic. App. No. 9291 (Zachary J. Drescher) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Kath moved, seconded by Ald. Versey, to call in Bev. Op. Lic. App. No. 5760 (Jennifer L. Hartman) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to call in Bev. Op. Lic. App. No. 7311 (Nicole A. Hermann) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Kath moved, seconded by Ald. Hammen, to call in Bev. Op. Lic. App. No. 3607 (Thomas H. Lloyd) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Versey moved to call in App. No. 8076 to discuss his application with the committee. **Motion died for lack of a second.** Ald. Kath moved, seconded by Ald. Hammen, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 8076 (David K. Meinolf). **All ayes; motion approved.**

Ald. Hammen moved, seconded by Ald. Versey, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 9285 (April M. Segovia). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Hammen, to grant a license with a warning to App. No. 9295. **Two ayes and two nays (Ald. VanderWeele and Ald. Kath); motion fails.** Ald. Kath moved, seconded by Ald. Hammen, to call in Bev. Op. Lic. App. No. 9295 (Jerry A. Sonneman) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Hammen moved, seconded by Ald. Kath, to call in Bev. Op. Lic. App. No. 9294 (Monica Torres) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to grant a license to Bev. Op. Lic. App. No. 8489 (Kendall A. Weber). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to grant a license to Taxicab Driver Lic. App. No. 9301 (Luis M. Rodriguez). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. **All ayes; motion approved.**

**Discussion and possible action regarding law violations that may require future action by the Committee**

After hearing a brief report from ACA Adams regarding citations issued to David Altmeyer and Peter Vreeke of Club Michigan for serving an intoxicated person on September 3, 2011, Ald. Hammen made a motion, seconded by Ald. Kath, to call in the following license holders to discuss the matter with the committee:

- Bev. Op. Lic. No. 8447 (Peter Vreeke);
- Alc. Bev. Lic. No. 2772-Club Michigan I (Douglas C. Altmeyer, Agent)

**All ayes; motion approved.** (It has been determined that David Altmeyer does not have a beverage operator's license; therefore, he will not be called in.)

After hearing a brief report from ACA Adams regarding an incident on August 29, 2011, Ald. Versey made a motion, seconded by Ald. Hammen, to call in Alc. Bev. Lic. No. 1360-Sly's

Midtown Saloon (David Sly, Agent) to discuss the matter with the committee. **All ayes; motion approved.**

After hearing a brief report from ACA Adams regarding a bartender at VibeZ who was cited for serving an intoxicated person, Ald. Kath made a motion, seconded by Ald. Versey, to call in Alc. Bev. Lic. No. 1083–VibeZ (Hamilton W. Watt, Agent) to discuss the matter with the committee. **All ayes; motion approved.** The bartender, Thomas Lloyd, is also being called in to the September 22nd meeting (see minutes regarding R.O. No. 167-11-12 above).

After hearing a brief report from Lt. Mittelstadt regarding a bartender from Whats Up being involved in a recent incident, Ald. Hammen made a motion, seconded by Ald. Versey, to call in Alc. Bev. Op. Lic. No. 6011 (David M. Nennig) to discuss the matter with the committee. **All ayes; motion approved.**

After hearing a brief report from Lt. Mittelstadt regarding a noise disturbance at Rehab Bar & Grill on August 26, 2011, Ald. Versey made a motion, seconded by Ald. Hammen, to call in Alc. Bev. Lic. No. 2720-Rehab Bar & Grill (Rufino C. Martinez, Jr., Agent) to discuss the matter with the committee. **All ayes; motion approved.**

Lt. Mittelstadt reported that there was a recent noise disturbance incident at Poseidons. Lt. Mittelstadt will report back to the committee with further information at the next meeting.

Ald. Hammen made a motion to adjourn. Ald. Versey seconded the motion. **All ayes; motion approved.**

There being no further business to come before the committee, the meeting was adjourned at 6:17 p.m.

The next committee meeting is scheduled to be held on September 22, 2011 at 5:00 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.